

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TRUSTEES OF THE NATIONAL ELEVATOR)	
INDUSTRY PENSION, HEALTH BENEFIT,)	
EDUCATIONAL, ELEVATOR INDUSTRY)	
WORK PRESERVATION FUNDS, ELEVATOR)	No. 08 C 03510
CONSTRUCTORS ANNUITY AND 401(K))	
RETIREMENT PLAN,)	Honorable Rebecca R. Pallmeyer
Plaintiffs,)	
-vs-)	
)	
BUDGET ELEVATOR, INC. and JAMES FIORE,)	
)	
Defendants.)	

NOTICE OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(i) Plaintiff hereby dismisses without prejudice its Complaint against James Fiore.

Respectfully submitted,

TRUSTEES OF THE NATIONAL ELEVATOR
INDUSTRY PENSION, et al.

By /s/ Joseph P. Berglund

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